

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

TRUSTEES OF THE WASHINGTON AREA :
CARPENTERS' PENSION AND RETIREMENT :
FUND, et al., :

Plaintiffs, :

vs. :

CASE NO. JFM02-1250

WILLIAM ECKENBARGER t/a :
ECKENBARGER ENTERPRISES, :
WILLIAM ENCKENBARGER, and :
ECKENBARGER ENTERPRISES, :
4401 Poole Road :
Finksburg, MD 21048 :

Defendants. :

REQUEST OF PLAINTIFFS FOR ISSUANCE OF
WRIT OF GARNISHMENT

MR. CLERK:

A final judgment was entered in the above entitled case on **September 16, 2002**. No supersedes bond has been posted nor is there in effect at this time any stay of execution of or proceedings to enforce the judgment.

Please issue a Writ of Garnishment to **Farmers & Mechanics Bank**, Attn: Regulatory Affairs, P.O. Box 518, Frederick, Maryland, 21705.

Amount presently due and owing: **\$53,739.39, plus interest at the rate of 12 % per annum from the September 20, 2002 and continuing through date of payment less payment of \$1,701.36 leaving a balance of \$52,038.03, plus interest at the rate of 12 % per annum from the September 20, 2002 and continuing through date of payment**

/s/

John R. Harney
O'Donoghue & O'Donoghue LLP
4748 Wisconsin Avenue, N.W.
Washington, D.C. 20016
(202) 362-0041

DATE

FOR INFORMATION PURPOSES, PLEASE CHECK THE FOLLOWING: (1) THERE ARE NO PENDING MOTIONS FOR RECONSIDERATION; (2) MOTIONS TO VACATE; (3) THAT NO SUPERSEDEAS BOND HAS BEEN POSTED; (4) THAT THE JUDGMENT IS FINAL AS TO ALL PARTIES AND CLAIMS (RULE 54[b] F.R.Civ.P.); (5) THAT THERE IS NO "STAY OF EXECUTION" ON THE PENDING JUDGMENT; AND (6) THAT THE PROPERTY TO BE ATTACHED IS LOCATED WITHIN THE STATE OF MARYLAND.

SEE MARYLAND RULES FOR THE FOLLOWING:

WRIT OF EXECUTION	(2-641)
WRIT OF GARNISHMENT	(2-645)
WRIT OF GARNISHMENT ON WAGES	(2-646)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

WRIT OF GARNISHMENT OF PROPERTY

CASE NO. JFM02-1250

AMOUNT OF JUDGMENT OWED:
\$52,038.03, plus interest at
the rate 12% per annum from
September 20, 2002 through
date of payment

NOTICE TO JUDGMENT DEBTOR
AND GARNISHEE:

WRIT ISSUED AS TO:

Federal and State Exemptions
May be
Available to You - See Below

WILLIAM N. ECKENBARGER t/a
ECKENBARGER ENTERPRISES

TO GARNISHEE: **Farmers & Mechanics Bank**
Attn: Regulatory Affairs
P.O. Box 518
Frederick, MD 21705

You are hereby directed to hold the property of the judgment debtor named above subject to further proceedings in this Court. YOU MUST FILE A WRITTEN ANSWER within 20 days after service of this Writ on you. Failure to do so may result in judgment by default being entered against you, the garnishee.

(NOTE: The answer shall admit or deny that the garnishee is indebted to the judgment debtor or has possession of property of the judgment debtor and shall specify the amount and nature of any debt and describe any property. The garnishee may assert any defense that the garnishee may have to the garnishment, as well as any defense that the judgment debtor could assert. After answering, the garnishee may pay any garnished indebtedness into court and may deliver to the U.S. Marshal any garnished property, which shall then be treated as if levied upon by the U.S. Marshal.)

TO THE JUDGMENT DEBTOR:

You are hereby notified that you may file in the Office of the Clerk of this Court, within 30 days after service of the Writ of Garnishment on the garnishee, a motion electing to exempt from the garnishment selected items of property of cash not

exceeding a total cumulative value of \$3,000. In addition, you have the right under Maryland or Federal law to claim an exemption of certain property or money including: (1) A portion of earnings (Wage Income); (2) Welfare payments; (3) Social Security Disability Benefits and Supplemental Security Income Benefits; (4) Retirement Income (Public/Private); (5) Alimony and Child Support; (6) Unemployment and Workmen's Compensation; (7) Disability and Health Insurance payments; (8) Annuities; (9) Life Insurance; (10) Household Goods, Work Tools, etc. You also have a right to file a motion for release of the garnished property before entry of judgment (Md. Rule 2-643[c]). All motions must be filed in the Office of the Clerk, U.S. District Court, Room 404, U.S. Courthouse, 101 W. Lombard Street, Baltimore, Maryland 21201, and must state the basis upon which the release of garnished property is sought. If a hearing is desired, it should be requested in the motion.

WITNESS the Honorable Chief Judge of the United States District Court for the District of Maryland.

Date Issued: _____ FELICIA C. CANNON
CLERK

DEPUTY CLERK

(NOTE: Promptly after service upon the garnishee, the person making service shall mail a copy of this Writ to the judgment debtor's last known address.) (Service of this Writ shall be made in accordance with Md. Rule 2-121.)

ADDRESS OF JUDGMENT DEBTOR:

William Eckenbarger t/a Eckenbarger
Enterprises
4401 Poole Road
Finksburg, MD 21048

William Eckenbarger
4401 Poole Road
Finksburg, MD 21048

Eckenbarger Enterprises
4401 Poole Road
Finksburg, MD 21048